IN THE HIGH COURT OF JUDICATURE AT BOMBAY

NAGPUR BENCH, NAGPUR

WRIT PETITION NO. 1227 OF 2006

1. Rastbhav Dukandar Va Kerosene
Vikreta Welfare Association Kalamb,
Tah. Kalamb, District Yavatmal, through
its President- Shri Ashok Kumar s/o
Rampadarth Jaiswal.

2. Suresh s/o Kevramji Kewate,
Aged about 43 years, Occ. Fair
Price Shop & Retail Kerosene Dealer,
R/o Kalamb, Tah. Kalamb,
District Yavatmal.

3. Kanhayalal s/o Kantilal Raja,
Aged about 49 years, Occ.: Fair
Price Shop, R/o Nanza, Tah. Kalamb,
District- Yavatmal.

4. Ku. Pratibha d/o Rameshrao Narule,
Aged about 23 years, Occ. Fair Price
Shop & Retail Kerosene Dealer, R/o
Wandli Kharda, Tah. Kalamb,
Distt. Yavatmal.

5. Gaurishankar s/o Motilalji Lakhiya,
aged about 29 years, Occ. Retail
Kerosene Dealer, R/o Gandhi Chowk,
Kalamb, Tah. Kalamb, District Yavatmal.

6. Akbar s/o Badruddin Gilini,
aged about 38 years, Occ.: Fair Price
Shop & Retail Kerosene Dealer,
R/o Kinhala, Post : Metikheda,
Tah. Kalamb, Distt. Yavatmal. ... ... **PETITIONERS**

VERSUS

1. The State of Maharashtra,
   through Principal Secretary,
   Food, Civil Supplies and
   Consumer Protection Department,
   Mantralaya, Mumbai-32.

2. The District Supply Officer, Yavatmal.

3. The Sub Divisional Officer, Yavatmal,
   Distt. Yavatmal. ... ... **RESPONDENTS**

Mr. A.K. Somani, Advocate, for the petitioners.
Mr. Anand Parchure, Special Counsel for respondent no.1.
Mr. A.D. Sonak, A.G.P., for respondent nos. 2 and 3.

CORAM : D.D. Sinha & Smt. Vasanti A. Naik, JJ.
DATED : NOVEMBER 29, 2007

ORAL JUDGMENT

1. Mr. Somani, the learned counsel for the petitioners, states that in view of the pursis dated 19/11/2007 filed by the respondents, the cause of action in the present writ petition does not survive.

2. Consequently, the writ petition is dismissed as infructuous. Rule is discharged.

JUDGE **JUDGE**

RMP